

 **Sughrue**

SUGHRUE MION, PLLC

Mark Boland

T 202/663-7949
mboland@sughrue.com

November 20, 2001

BOX PATENT APPLICATION

Commissioner for Patents
Washington, D.C. 20231

2100 Pennsylvania Avenue, NW
Washington, DC 20037-3213

T 202.293.7060
F 202.293.7860

1010 El Camino Real
Menlo Park, CA 94025-4345

T 650.325.5800
F 650.325.6606

Toei Nishi Shimbashi Bldg. 4F
13-5 Nishi Shimbashi 1-Chome
Minato-Ku, Tokyo 105-0003
Japan

T 03.3503.3760
F 03.3503.3756

www.sughrue.com

Re: Application of Gary L. CUMMINGS, Young-Jin LEE, James L. PLATT, Jr.,
Matthew HIKADE, and Vernell STORNES
CHEMICALLY STABLE, INSECTICIDALLY ACTIVE
PHOSPHOROAMIDOTHIOATE PELLET COMPOSITIONS AND METHODS
FOR THEIR MANUFACTURE

ASSIGNEES: 1) VALENT U.S.A. CORPORATION
2) TOMEN AGRO, INC.

Our Ref: A8174

Dear Sir:

This is a request for a Continuation Application of pending prior Application No. 09/259,300 filed March 1, 1999 of Gary L. CUMMINGS, Young-Jin LEE, James L. PLATT, Jr., Matthew HIKADE, and Vernell STORNES entitled CHEMICALLY STABLE, INSECTICIDALLY ACTIVE PHOSPHOROAMIDOTHIOATE PELLET COMPOSITIONS AND METHODS FOR THEIR MANUFACTURE.

This application is being filed under 37 C.F.R. § 1.53(b). Enclosed is a specification (70 pages), including the claims and abstract, two (2) sheets of drawings, and a copy of the Declaration as filed in the prior application. A Preliminary Amendment is also enclosed. Also enclosed is an Information Disclosure Statement and Form PTO-1449 listing references cited by applicant and/or the examiner during prosecution of the parent application.

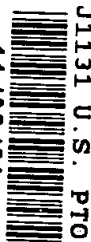
The prior application is assigned to Group Art Unit 1616.

Amend the specification by deleting the paragraph under the heading "Cross-Reference To Related Applications" on page 1 of the application, and replace it with the following:

--This application is a continuation of U.S. Patent Application No. 09/259,300, filed March 1, 1999, which is a divisional of U.S. Patent Application No. 09/992,714, filed December 17, 1997, now U.S. Patent 6,013,272, all of which claim benefit and priority under 35 U.S.C. § 119(e) of the following two United States Provisional Applications: Serial No. 60/033,572 filed December 19, 1996 and Serial No. 60/039,504 filed March 4, 1997. Each of the foregoing applications and provisional applications is incorporated herein by reference.--

Benefit and priority are claimed from each of the above-identified applications and provisional applications.

11/20/01



09/259,300 - 11/20/01





Sughrue

SUGHRUE MION, PLLC

BOX PATENT APPLICATION

November 20, 2001

Page 2

The Government filing fee is calculated as follows, after entry of the Preliminary Amendment:

Total claims	<u>23</u> - 20	=	<u>3</u>	X	\$18.00	=	<u>\$54.00</u>
Independent claims	<u>3</u> - 3	=	<u>0</u>	x	\$84.00	=	<u>\$0.00</u>
Base Fee							\$740.00

TOTAL FILING FEE

\$794.00

A check for the statutory fee of \$794.00 is attached. You are also directed and authorized to charge or credit any difference or overpayment to Deposit Account No. 19-4880. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 and any petitions for extension of time under 37 C.F.R. § 1.136 which may be required during the entire pendency of the application to Deposit Account No. 19-4880. A duplicate copy of this transmittal letter is attached.

The application is being timely filed during the pendency of the referenced parent application.

Respectfully submitted,

SUGHRUE MION, PLLC
Attorneys for Applicant

By: Mark Boland

Mark Boland

Registration No. 32,197

099883702-112001